GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Transport Department - Motor Vehicles - Andhra Pradesh Motor Vehicles Rules, 1989 - Making refresher training course as mandatory for renewal of transport driving licence - Notification - Issued.

TRANSPORT, ROADS AND BUILDINGS (Tr.I) DEPARTMENT

G.O.MS.No. 43 Dated: 24-08-2017

Read:

From the Transport Commissioner, AP, Vijayawada Letter No.952/R/2017, dated 27.04.2017 of Transport Commissioner.

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ORDER:

In the reference read above, the Transport Commissioner, AP, Vijayawada has stated that Road Safety has become a public health issue which needs to be addressed with a holistic approach involving concerted effort from all the stake holding departments and organizations in the State. The Road Safety policy aims to reduce by the year 2020 the road accidents fatalities in the State by 15% of the base line figure of 2013.

2. The drivers of transport vehicles are professional drivers and drive vehicle on a regular basis. Since they travel on long journeys they are likely to involve in large number of accidents. Hence, it is felt necessary that training on new vehicle mechanism, road rules, defensive driving techniques and safe driving practices are given to them on a regular basis. Since the driving licenses of transport vehicle drivers is renewed every three years, the refresher training course for all such drivers is proposed once in three years at the time of renewal of driving license.

3. The following Notification will be published in the Extraordinary issue of the Andhra Pradesh Gazette dated 31.08.2017.

NOTIFICATION

In exercise of the powers conferred by sub-section (2)(k) of section 28 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the Government of Andhra Pradesh hereby makes the following amendments to the Andhra Pradesh Motor Vehicles Rules, 1989, issued in G.O.Ms.No.216, Transport, Roads & Buildings (Tr.II) Department, dated the 7th August 1989, and published at pages 1-315 of the Rules supplement of Part-I Extraordinary issue of the Andhra Pradesh Gazette dated 25th August, 1989 and as subsequently amended from time to time.

The Notification shall come into force with effect from 31.08.2017

AMENDMENT

In the said rules, in Chapter-I, 1. after rule 27, the following shall be added, namely,

"27-A. Refresher training course for renewal of transport licence:-

Every driver applying for renewal of a driving licence to drive a transport vehicle under Section 14 of the Act shall produce a certificate of completion of a two day refresher course at a Driving School or Establishment that may be given Licence by the licensing authority prescribed in this rule.

27-B. Driving Schools and establishment:

(1) No person shall establish or maintain any driving school or establishment for imparting refresher training course in driving motor vehicles without a License granted by the licensing authority under this rule.

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(2) An application for the grant or renewal of a license under this rule shall be made in a prescribed Form to the licensing authority.

(3) For the purpose of this rule and rule 27-A the Licensing Authority means the Additional Transport Commissioner of the Transport Department.

(4) The licensing authority shall, when considering an application for the grant or renewal of license under this rule, shall observe the following norms, namely:-

(a) The applicant is the license holder of a driving school or establishment granted under Rule 24 of Central Motor Vehicle Rules, 1989.
(b) The driving school shall have atleast one heavy vehicle driving track which must be either black topped or cemented surface and it must have sensors and automated to capture the performance of the driver automatically.
(c) The driving school shall have atleast a capacity to train a minimum of 200 drivers in every capsule of two day training and must be able to conduct atleast 10 such capsules of training every month.
(d) The driving school shall have a faculty of atleast 10 instructors.
(e) The driving school shall have hostel with boarding facility for the trainees.
(f) Any other condition, as prescribed by the Transport Commissioner.

(5) The licensing authority may, on receipt of an application under sub-rule (2) and after satisfying that the applicant has complied with the requirement of sub-rule (3), grant or renew a license in a prescribed form within 30 days from receipt of such an application.

(6) No application for license shall be refused by the licensing authority unless the applicant is given an opportunity of being heard and reasons for such refusal are given in writing by the licensing authority.

(7) A license granted under this rule shall be in force for a period of three years and may be renewed on a prescribed application made to the licensing authority which granted the license not less than 30 days before the date of its expiry. The period of renewal shall also be for three years.

(8) The holder of the licence granted under this rule shall:-

(a) conduct the training course according to the prescribed syllabus.
(b) issue to every student who has completed the course, a certificate in a proforma prescribed by the Transport Commissioner.
(c) submit to the licensing authority a monthly return on the list of students who have undergone the course in the Driving School.
(d) submit to the licensing authority which granted the licence such information or return as may be prescribed by it from time to time.
(e) keep the premises of the school and the records and the registers maintained by it open for inspection by the licensing authority.
(f) inform to the licensing authority the names and addresses of the Instructors employed by the School from time to time.

(9) Training should be free of cost and Drivers shall be provided free boarding and lodging for the training period of two days.

(10) If the licensing authority which granted the license is satisfied, after giving the holder of the license an opportunity of being heard, that he has failed to comply with the requirements prescribed under this rule, suspend the licence for a specified period or revoke the licence.

Contd….

(11) Any person aggrieved by any orders of the licensing authority under this rule, within 30 days of receipt of the order, appeal to the Transport Commissioner. The fee for Appeal shall be Rs.500/- payable by way of challan in favour of Secretary, State Transport Authority, Andhra Pradesh. The Appellate Authority, after giving an opportunity to the parties to be heard and after such further enquiry, if any, as it may deem necessary, pass appropriate orders within a period of 30 days from the date of receipt of such an Appeal.

A copy of the order is available in the internet and can be accessed at the address: http://www.goir.ap.gov.in

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SUMITA DAWRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Printing, Stationery, Stores & Purchase, Vijayawada (He is requested to publish the Notification in the Extraordinary issue of the Andhra Pradesh Gazette dated 31.08.2017 and send 200 copies to the Government.
The Transport Commissioner, Andhra Pradesh, Vijayawada
The Vice Chairman & Managing Director, APSRTC, Vijayawada
The Director General & Inspector General of Police, Andhra Pradesh, Vijayawada
All Collectors in the State
The Director of Information and Public Relations, Andhra Pradesh, Vijayawada
The Accountant General, Andhra Pradesh, Hyderabad
The G.A (GPM&AR) Department, Secretariat, A.P., Vijayawada
Copy to
The Law (E) Department, A.P., Vijayawada
The Special Chief Secretary to Hon'ble Chief Minister, A.P., Vijayawada
The P.S. to Hon'ble Minister for Transport, A.P., Vijayawada
The P.S to Principal Secretary to Government, Tr.R&B Department, A.P., Vijayawada SC /SF

//FORWARDED :: BY ORDER//

SECTION OFFICER